In the High Court of Uttaranchal, at Nainital.

(Stay Application No. 10196/2006)

in

Criminal Writ Petition No. 987/2006(M/B)

1- Tinku S/o Jaggu
2- Jaggu S/o Harmal
3- Ashok S/o Baljeet Singh
All R/o Village Alawalpur, P.S. Bhagwanpur,
District Haridwar .. Petitioners.

Versus

1- State of Uttaranchal,
through Secretary Home, Dehradun.

2- S.H.O. P.S. Bhagwanpur,
District Haridwar.

3- Chhota S/o Ved Ram (Chetram)
R/o Village Alawalpur, P.S. Bhagwanpur,
District Haridwar ... Respondents.

Sri Vinod Sharma, learned counsel for the petitioners.
Sri D.K. Sharma, learned G.A. for the State.

Hon'ble B.C. Kandpal, J.

Hon'ble Prafulla C. Pant, J.

By way of this petition the petitioners have prayed for issue of a writ, order or direction in the nature of certiorari quashing the F.I.R. dated 29-7-2006 lodged with case crime No. 118/2006, U/Ss 363/366 I.P.C., P.S. Bhagwanpur, District Haridwar.

2- Heard Sri Vinod Sharma, learned counsel for the petitioners, learned G.A., and perused the record.

3- Having considered the arguments advanced by the learned counsel for the parties and after perusal of the material available before us, we are of the view that the allegations made in the first information report are

of grave nature. Moreover, the kidnapped girls have not been recovered as yet.

4- Keeping in view the aforesaid circumstance, we do not find any sufficient ground to grant the relief claimed by the petitioner.

5- The writ petition lacks merit and is dismissed in limine.

5- The stay application also stands rejected.

(P.C. Pant, J.) **(B.C. Kandpal,J.)**

Dated: 11-08-2006
ISB